

UNITED STATES DISTRICT COURT
DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. CROIX

ATLANTIC BASIN REFINING, INC.,

Plaintiff,

v.

ARCLIGHT CAPITAL PARTNERS, LLC and
JP ENERGY PARTNERS, LP,

Defendants.

Case No. 15 Civ. 0071 (WAL) (EAH)

STIPULATION FOR ADJOURNMENT

Plaintiff Atlantic Basin Refining, Inc. (“ABR”) and Defendants ArcLight Capital Partners, LLC and JP Energy Partners, LP (collectively, “Defendants”) hereby submit this Stipulation for adjournment of the deadlines set forth in the Ninth Amended Scheduling Order (Dkt. No. 319).

WHEREAS, the parties understand that the status conference scheduled for Friday, January 27, 2023 at 10 am AST (Dkt. No. 319 at 2; *see also* Dkt. No. 292 ¶ 2(h)) is no longer listed on the Courtroom Schedule¹;

WHEREAS, ABR and Defendants are preparing to file a Stipulation for Entry of Judgment and a Proposed Judgment that will fully resolve this case (subject to Plaintiff’s anticipated appeal);

WHEREAS, the parties wish to conserve judicial and party resources;

NOW THEN, the parties stipulate and agree that:

1. ABR and Defendants will file Stipulation for Entry of Judgment and a Proposed Judgment;

¹ See District Court of the Virgin Islands - Courtroom Schedule, available at <https://ecf.vid.uscourts.gov/vidapps/schedule.html> (last accessed Jan. 25, 2023).

2. The deadlines set forth in the Ninth Amended Scheduling Order (Dkt. No. 319) should be adjourned;
3. To the extent it has not been already, the status conference scheduled for January 27, 2023 at 10 am AST (*see* Dkt. No. 319 at 2; *see also* Dkt. No. 292 ¶ 2(h)) should be adjourned;
4. In the alternative, to the extent the Court wishes to proceed with the status conference on January 27, 2023, despite the parties' forthcoming Stipulation for Entry of Judgment and Proposed Judgment, the parties should be allowed to participate in the status conference via video- and/or tele-conference, including to accommodate a family emergency affecting ABR's counsel Andrew Simpson;
5. The Court should respectfully "SO ORDER" this stipulation and thereby adjourn the deadlines set forth in the Ninth Amended Scheduling Order (Dkt. No. 319), including adjournment of the status conference scheduled for January 27, 2023 at 10 am AST (*see id.* at 2; *see also* Dkt. No. 292 ¶ 2(h)) to the extent it is not already adjourned.

Dated: January 25, 2023

ANDREW C. SIMPSON, P.C.

By: /s/ Andrew C. Simpson

Andrew C. Simpson, Esq.
VI Bar No. 451
2191 Church Street, Suite 5
Christiansted, VI 00820
Tel: 340.719.3900
asimpson@coralbrief.com

Joseph P. Klock, Jr., Esq.
FBN 156678 (admitted pro hac vice)
Gabriel E. Nieto, Esq.
FBN 147559 (admitted pro hac vice)
RASCO KLOCK PEREZ NIETO
2555 Ponce De Leon Blvd., Suite 600
Coral Gables, Florida 33134
Telephone: 305.476.7105
Facsimile: 305.675.7707
Jklock@rascoklock.com

*Attorneys for Plaintiff, Atlantic Basin
Refinery, Inc.*

Respectfully submitted,

LATHAM & WATKINS LLP

By: /s/ Anthony Sammi

P. Anthony Sammi (admitted *pro hac vice*)
Rachel Blitzer (admitted *pro hac vice*)
Gregory Mortenson (admitted *pro hac vice*)
1271 Avenue of the Americas
New York, New York 10020
Telephone: (212) 906-1200
Facsimile: (212) 751-4864
tony.sammi@lw.com
rachel.blitzer@lw.com
gregory.mortenson@lw.com

DUDLEY NEWMAN FEURZEIG LLP

By: /s/ Charles E. Lockwood

Charles E. Lockwood VI Bar No. 1112
1131 King Street, Suite 204
Christiansted, U. S. V. I. 00820-4974
Telephone: (340) 773-3200
Facsimile: (340) 773-3409
Clockwood@dnfvi.com

*Attorneys for Defendants Arclight Capital
Partners, LLC & JP Energy Partners, LP*

SO ORDERED.

Dated: _____, 2023

By

WILMA LEWIS
United States District Judge

CERTIFICATE OF SERVICE

We hereby certify that on January 25, 2023, copies of the foregoing were caused to be served on all counsel via ECF.

ANDREW C. SIMPSON, P.C.

By: /s/ Andrew C. Simpson

Andrew C. Simpson, Esq.
VI Bar No. 451
2191 Church Street, Suite 5
Christiansted, VI 00820
Tel: 340.719.3900
asimpson@coralbrief.com

Joseph P. Klock, Jr., Esq.
FBN 156678 (admitted pro hac vice)
Gabriel E. Nieto, Esq.
FBN 147559 (admitted pro hac vice)
RASCO KLOCK PEREZ NIETO
2555 Ponce De Leon Blvd., Suite 600
Coral Gables, Florida 33134
Telephone: 305.476.7105
Facsimile: 305.675.7707
Jklock@rascoklock.com

*Attorneys for Plaintiff, Atlantic Basin
Refinery, Inc.*

LATHAM & WATKINS LLP

By: /s/ Anthony Sammi

P. Anthony Sammi (admitted *pro hac vice*)
Rachel Blitzer (admitted *pro hac vice*)
Gregory Mortenson (admitted *pro hac vice*)
1271 Avenue of the Americas
New York, New York 10020
Telephone: (212) 906-1200
Facsimile: (212) 751-4864
tony.sammi@lw.com
rachel.blitzer@lw.com
gregory.mortenson@lw.com

DUDLEY NEWMAN FEURZEIG LLP

By: /s/ Charles E. Lockwood

Charles E. Lockwood
1131 King Street, Suite 204
Christiansted, U. S. V. I. 00820-4974
Telephone: (340) 773-3200
Facsimile: (340) 773-3409
Clockwood@dnfvi.com

*Attorneys for Defendants Arclight Capital
Partners, LLC & JP Energy Partners, LP*